

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 MICHAEL V. LUJAN,

4 Plaintiff

5 v.

6 I.R.S. DEPT. OF THE TREASURY,

7 Defendant

Case No.: 2:21-cv-02211-APG-NJK

**Order Accepting Report and
Recommendation and Dismissing Case**

[ECF No. 4]

8 On March 30, 2022, Magistrate Judge Youchah recommended that I dismiss this case
9 without prejudice because plaintiff Michael Lujan did not pay the filing fee or file an application
10 to proceed in forma pauperis by the given deadline. ECF No. 4. Lujan did not object. Thus, I
11 am not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C.
12 § 636(b)(1) (requiring district courts to “make a de novo determination of those portions of the
13 report or specified proposed findings to which objection is made”); *United States v. Reyna-*
14 *Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) (“the district judge must review the
15 magistrate judge’s findings and recommendations de novo *if objection is made*, but not
16 otherwise” (emphasis in original)).

17 I THEREFORE ORDER that Magistrate Judge Youchah’s report and recommendation
18 **(ECF No. 4) is accepted** and this case is dismissed without prejudice. The clerk of court is
19 instructed to close this case.

20 DATED this 21st day of April, 2022.

21 

22 ANDREW P. GORDON
23 UNITED STATES DISTRICT JUDGE